

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

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MICHAEL MCGREGOR, ZACHARY GIAMBALVO,  
PAUL FELICE, MATTHEW OLIVIERI, EDWARD  
NEWMAN, and DARK STORM INDUSTRIES, LLC,

Plaintiffs,

-against-

SUFFOLK COUNTY, New York, Police Commissioner  
RODNEY HARRISON, in his Official Capacity, and  
Acting Superintendent STEVEN NIGRELLI, in his  
Official Capacity,

Defendants.

-----X  
**GARY R. BROWN, United States District Judge:**

This case was filed with the Court on February 10, 2023, and, for administrative purposes, assigned a nature of suit code 550 Prisoner: Civil Rights.

Upon further review, I have determined this is not a prisoner civil rights case, but rather is a 440 Other: Civil Rights case that was inadvertently assigned an incorrect nature of suit code and cause of action due to clerical error.

A Notice of Appeal, filed September 18, 2023, was transmitted to the United States Court of Appeals for the Second Circuit based upon this inaccurate information. As such, it is hereby

**ORDERED**, the Clerk of Court shall correct the court record for this case to reflect nature of suit code 440 Other: Civil Rights and re-transmit the Notice of Appeal to the United States Court of Appeals for the Second Circuit.

**SO ORDERED.**

Dated: September 25, 2023  
Central Islip, New York

/s/ Gary R. Brown

Gary R. Brown  
United States District Judge

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ **SEP 25 2023** ★

**LONG ISLAND OFFICE  
ORDER**

Civil Action  
No. 23-1130 (GRB) (ARL)